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PATENT, TRADEMARK, COPYRIGHT AND UNFAIR COMPETITION LAW AND RELATED LITIGATION

> EDMUND P. WOOD 1923-1968 TRUMAN A. HERRON 1935-1976 EDWARD B. EVANS 1936-1971

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OF COUNSEL JOHN D. POFFENBERGER THOMAS W. FLYNN

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TO:

Re:

The Honorable Commissioner

Art Unit 3763

Fax No.: (703) 872-9306

Date: August 20, 2004

Pages (including cover page):

Phone: (513) 241-2324

FROM: Kurt L. Grossman

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27.

U.S. Serial No. 10/785,550 Diaphragm-Based Reservoir for a Closed Blood

Sampling System

Attorney Docket No. MDX-291US

ATTACHMENTS/COMMENTS:

Preliminary Amendment (27 pages)

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office centralized facsimile number (703) 872-9300 on the date shown below.

August 20, 2004